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UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA

IN RE: BEXTRA AND CELEBREX  
 MARKETING SALES PRACTICES AND  
 PRODUCT LIABILITY LITIGATION

Case Specific Number 05-4781

MDL NO. 1699

District Judge: Charles R. Breyer

Johnnie Scott,

Plaintiffs,

vs.

Pfizer, Inc., et al.

Defendants.

**STIPULATION AND ORDER OF  
 DISMISSAL WITH PREJUDICE**

Come now the Plaintiff, (JOHNNIE SCOTT), and Defendants, by and through the undersigned attorneys, pursuant to Federal Rule of Civil Procedure, Rule 41(a), and hereby stipulate to the dismissal of this action with prejudice with each side bearing its own attorneys' fees and costs.

DATED: February 20, 2009

By:

Attorneys for Plaintiff Johnnie Scott

-1-

1  
2 DATED: April 27, 2009

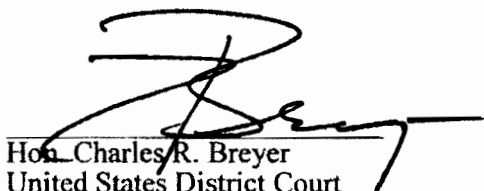
DLA PIPER US LLP

3  
4 By: 

Michelle Sadowsky  
Attorneys for Defendants

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8 **PURSUANT TO THE TERMS SET FORTH IN THE PARTIES' STIPULATION,  
IT IS SO ORDERED.**

9  
10 Dated: April 30, 2009

  
Hon. Charles R. Breyer  
United States District Court